

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Agostino DI TRAPANI

Appln. No.: 10/520,463

Group Art Unit: 3637

Confirmation No.: 5533

Examiner: Jessie T. FONSECA

Filed: October 7, 2005

For: BUILDING BLOCK

RESPONSE UNDER 37 C.F.R. § 1.111

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed October 18, 2006, Applicant provisionally elects for initial prosecution/examination in the present application Species I (Fig. 1) on which claims 20-24, 26-29, 35 and 36 are readable.

Notwithstanding the Examiner's assertion to the contrary, Applicant respectfully submits that at least claim 20 is **generic** to all of the claimed species for at least the reason that all of dependent claims 21-37 are either directly or indirectly dependent on the independent **parent claim 20**; that is, by definition, the species claimed in the dependent claims 21-37 are, by definition, encompassed by the genus claimed in claim 20.

It is understood that, upon the allowance of a generic claim, the Examiner will examine, in the present application, claims directed to all species encompassed by the allowed generic claim.

RESPONSE UNDER 37 C.F.R. § 1.111
U.S. APPLN. NO. 10/520,463

Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this application, and any required fee for such extension is to be charged to Deposit Account No. 19-4880. The Commissioner is also authorized to charge any additional fees under 37 C.F.R. § 1.16 and/or § 1.17 necessary to keep this application pending in the Patent and Trademark Office or credit any overpayment to said Deposit Account No. 19-4880.

Respectfully submitted,

/John H. Mion/

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Date: November 15, 2006